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9
10 **UNITED STATES DISTRICT COURT**
11 **SOUTHERN DISTRICT OF CALIFORNIA**
12

13 UNITED STATES OF AMERICA,
14
15 Plaintiff,

16 v.

17 \$45,000.00 IN U.S. CURRENCY,

18 TWO RABOBANK CASHIER'S
19 CHECKS AT A TOTAL VALUE
20 OF \$31,000.00,

21 ONE WELLS FARGO CHECK
22 #028203098 IN THE AMOUNT
23 OF \$17,000.00,

24 ONE RABOBANK CHECK
25 #012000742 IN THE AMOUNT
26 OF \$8,000.00,

27 ONE RABOBANK CHECK
28 #012000743 IN THE AMOUNT
OF \$8,000.00,

\$8,000.00 IN U.S. CURRENCY,

Defendants.

Case No. 08-CV-0862IEG(CAB)

CLAIM OF ANTONIO LOMAS

Pursuant to Rule G(5) of the Supplemental Rules, Federal Rules of Civil Procedure, I,

ANTONIO LOMAS, hereby demand the return and restitution of the defendant currency, and

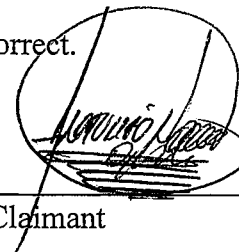
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1 claim the right to defend this action as an owner of the seized currency and the bailee of my wife, Lidia
2 Lomas.

3 I declare under penalty of perjury the foregoing is true and correct.

4 Executed this 26th day of JUNE, 2008, at San Diego, CA.

A handwritten signature, likely "Antonio Lomas", is written inside a circle. A diagonal line is drawn across the circle from the top left to the bottom right.

5
6 _____
ANTONIO LOMAS, Claimant

CERTIFICATE OF SERVICE

I, RICHARD M. BARNETT, do hereby state:

That I am a citizen of the United States, over the age of eighteen years, and not a party to the within action.

That my business address is 105 West F Street, 4th Floor, San Diego, California.

That on June 26, 2008, I have caused service of Claim of Antonio Lomas on the following party by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies said party:

1. David McNees, Special Assistant U.S. Attorney, Attorney for Plaintiff.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 26th day of June, 2008, at San Diego, California.

s/ Richard M. Barnett
RICHARD M. BARNETT